

Modification in Clause No. A-3.2 and 3.3.1 " The procedure for selection of Developers " of Hydel Policy dated 15.09.2005, regarding Development of Small Hydro Projects through private sector participation.

**Government of Maharashtra
Water Resources Department
Government Resolution No. HEP - 2017/C. R. No.103/17/HP
Mantralaya, Mumbai-400032.
Dated: 07 February 2019**

Read: G. R. No. PVT-1204/ (160/2004) IHP, dated 15th September 2005.

Preamble:

In Clause No A- 3.2 and A-3.3.1 of Government Resolution dated 15.09.2005 of Hydro Policy, the procedure for selection of developers in two stages i.e. pre-qualification stage and Main Bidding stage is mentioned.

Government vide Resolution No. DIT/File-2012/C.R.No.273/39 dated 26.11.2014, E-Tendering is made mandatory to all state departments and government agencies, for tenders whose estimated value is greater than Three Lakhs.

Government Resolution No. Tender -0411 (319/2011) MP-1 dated 18.10.2014 is issued for selection of contractors by Post-Qualification instead of pre-qualification. Government order No. Tender -0411 (319/2011) MP-1 dated 10/05/2016 is issued for opening of commercial Envelope only if the contractor is technically qualified based on details of uploaded Technical Envelope.

Government Resolution No. Tender- 0417/(C.R. No 247/17) /MP-1 dated 30.11.2018 and subsequent corrigendum dated 12.12.2018 is issued which comprises of revised comprehensive and modified instruction about publicity, opening, scrutiny and acceptance of tender under e-tendering system of Water Resources Department along with selection of Contractors by Post - Qualification procedure instead of Pre - Qualification procedure and supersedes the earlier G. R. specified therein under reference Sr.No.3,4 and 5.

In light of the provisions of GR No. 0417 dated 30.11.2018, modifications to Clause No A-3.2 and A-3.3.1 of Government Resolution dated 15.09.2005 are necessary, which are modified as below:

GOVERNMENT RESOLUTION:

Clause No A- 3.2 and A-3.3.1 "Procedure for selection of Developers" of Government Resolution, Water Resources Department dated 15th September, 2005 shall be read as under:

A-3 "THE PROCEDURE FOR SELECTION OF DEVELOPERS"

A-3.2 The Bidding Document shall consist of Technical Part (alongwith Post Qualification Criteria) and Commercial Part. The Technical Part comprising of post-qualification criteria shall consist of technical and financial capabilities, past experience and other relevant attributes of the Developer. The necessary information regarding attributes to be evaluated, guidelines for evaluation required for post-qualification shall be specified in the document.

A-3.3.1 Commercial Envelope of only technically qualified Developers and who fulfill the requirements of Technical Envelope shall be opened. The minimum threshold premium shall be mentioned in the bidding document. The bidders shall quote an upfront premium payable to GoM over and above threshold premium and support their bid by Earnest Money Deposit (EMD). Qualification of Developer and highest Upfront premium will be the primary consideration for allotment of the project. Upfront premium offered by both IPPs/CPPs will be evaluated. The highest bid so evaluated will be the criteria for selection.

The modified clause is applicable from the date of issue of this Government Resolution.

While finalising Developer/promoter for development of small hydro Electric projects through private sector participation, All comprehensive and modified instructions issued vide G. R. No. Tender- 0417/(C.R. No 247/17) /MP-1 dated 30.11.2018 and subsequent corrigendum dated 12.12.2018 must be followed along with all the directives issued by Government of Maharashtra from time to time.

This Government resolution of Maharashtra Government is available at the website www.maharashtra.gov.in. Reference no. for this is 201902071716125927. This order has been signed digitally.

By order and in the name of the Governor of Maharashtra.

(D.A. BAGADE)
Deputy Secretary
to Govt. of Maharashtra

Copy to:

- 1) The P.S. to Hon. Chief Minister, Maharashtra State, Mantralaya, Mumbai - 400032.
- 2) The P.S. to Hon. All Ministers, Maharashtra State, Mantralaya, Mumbai - 400032.
- 3) The P.S. to Hon. All State Ministers, Maharashtra State, Mantralaya, Mumbai - 400032.
- 4) The Chief Secretary, Maharashtra State, Mantralaya, Mumbai - 400032.

- 5) The Additional Chief Secretary (Finance), Finance Department, Mantralaya, Mumbai - 400032.
- 6) The Additional Chief Secretary (Planning), Planning Department, Mantralaya, Mumbai 400032.
- 7) The Additional Chief Secretary (Industries), Industries, Energy & Labour Department, Mantralaya, Mumbai-400032.
- 8) The Principal Secretary (Energy), Industries, Energy & Labour Department, Mantralaya, Mumbai - 400032.
- 9) The Principal Secretary & Remembrancer of Legal Affairs, Law & Judiciary Department, Mantralaya, Mumbai - 400032.
- 10) The Principal Secretary (Water Resources), Water Resources Department, Mantralaya, Mumbai - 400032.
- 11) The Secretary (CAD), Water Resources Department, Mantralaya, Mumbai - 400032.
- 12) The Secretary (Project Coordination), Water Resources Department, Mantralaya, Mumbai - 400032.
- 13) All CE & Joint Secretaries, Water Resources Department, Mantralaya, Mumbai - 400032
- 14) The Chairman, Maharashtra Electricity Regulatory Commission, Mumbai (By letter)
- 15) The Managing Director, MSEB Holding Company Ltd., Prakashgad, Mumbai - 400051.
- 16) The Managing Director, Maharashtra State Transmission Company Ltd., Prakashgad, Mumbai - 400051.
- 17) The Managing Director, Maharashtra State Electricity Distribution Company Ltd., Prakashgad, Mumbai - 400051.
- 18) The Managing Director, Maharashtra State Power Generation Company Ltd., Prakashgad, Mumbai - 400051.
- 19) Executive Directors and Chief Engineers of all Irrigation Development Corporations
- 20) Chief Engineer (Electrical), Hydro Projects, Mumbai - 400001
- 21) All Regional Chief Engineers of Water Resources Department.
- 22) Directorate General of Information & Public Relations, Maharashtra State, Mantralaya, Mumbai (2 copies)
- 23) All Deputy Secretaries, Water Resources Department, Mantralaya, Mumbai - 400032
- 24) Director, Maharashtra Energy Development Agency (MEDA), MHADA Commercial Complex, 2nd floor, Opp. Tridal Nagar, Yerwada, Pune - 411 006
- 25) All Superintending Engineers and Executive Engineers in Water Resources Department
- 26) HP Desk (for collection)